

<p align="center"><b>Response to Missing Requirements Under 35 USC § 371</b></p>	<p>Attorney Docket No.: DAVI253.00 PC</p> <p>First Named Inventor: Gamble et al.</p> <p>Int'l Application No.: PCT/AU03/01154</p> <p>US Application No.: 10/526,812</p> <p>Entered National Phase: September 5, 2003</p> <p>Title: A METHOD OF MODULATING ENDOTHELIAL CELL ACTIVITY</p>
	<p><b>Direct all correspondence to Customer No.: 20995</b></p>

Date: August 17, 2005  
Page 1 of 1

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PO Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

August 17, 2005

(Date)

Eric S. Furman, Ph.D., Reg. No. 45,664

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in **3** pages.
- (X) Power of attorney form and copy of assignment in 3 pages.
- (X) Return prepaid postcard.

**FILING FEES NOT YET PAID:**

FEE CALCULATION				
FEE TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$130
The present application qualifies for Small Entity status under 37 CFR § 1.27. Fee reduced by 1/2.				(\$65)
			<b>TOTAL FEE DUE</b>	<b>\$65</b>

- (X) A check in the amount of **\$65** is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.

08/24/2005 ATRANI 00000060 10526812

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,812	Jennifer Ruth Gamble	DAVI253.001APC
INTERNATIONAL APPLICATION NO.		
PCT/AU03/01154		
LA. FILING DATE	PRIORITY DATE	
09/05/2003	09/06/2002	

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CONFIRMATION NO. 5804

371 FORMALITIES LETTER



\*OC000000016712098\*

Date Mailed: 08/08/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/04/2005
- Copy of the International Search Report filed on 03/04/2005
- Preliminary Amendments filed on 03/04/2005
- Request for Immediate Examination filed on 03/04/2005
- U.S. Basic National Fees filed on 03/04/2005
- Priority Documents filed on 03/04/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE**

**DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.138(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

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**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,812	PCT/AU03/01154	DAVI253.001APC

FORM PCT/DO/EO/905 (371 Formalities Notice)